

AUG 24 2005

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CLERK OF COURT

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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARVA V. GUERRERO,

Defendant.

CRIMINAL CASE NO. 05-00041

**GOVERNMENT'S MOTION FOR
A DOWNWARD DEPARTURE**

The United States hereby moves this Honorable Court for a departure from the Guidelines total offense level, as provided by USSG Section 5K1.1 on the basis that defendant has rendered substantial assistance.

Defendant's total offense level is 10. The government is moving for a two-level departure, so that her total offense level would be eight, which brings 0-6 months incarceration. The government will be recommending no incarceration.

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1 The government is filing under seal a separate sentencing memorandum concerning the
2 details of that cooperation.

3 RESPECTFULLY SUBMITTED this 23rd day of August , 2005.

4 LEONARDO M. RAPADAS
5 United States Attorney
6 Districts of Guam and the CNMI

7 By: Karon V. Johnson
8 KARON V. JOHNSON
9 Assistant U.S. Attorney
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